

Message Text

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ACTION ARA-10

INFO OCT-01 ISO-00 CIAE-00 INR-07 IO-10 JUSE-00 NSAE-00

SNM-02 TRSE-00 USIA-06 NSC-05 OES-03 OMB-01 SP-02 L-03

/050 W

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R 271340Z AUG 75

FM AMEMBASSY BRASILIA

TO SECSTATE WASHDC 1172

INFO DEA HQS WASHDC

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E. O. 11652: N/A

TAGS: SNAR, BR

SUBJECT: PRESENTATION TO THE BRAZILIAN WORKING GROUP ON NARCOTICS

REF: BRASILIA A-146 OF 8/20/75

1. CHAIRMAN OF A NEW WORKING GROUP UNDER THE MINISTRY OF JUSTICE, WHICH IS TO RECOMMEND NEW ANTI-DRUG MEASURES TO GOB (SEE BRASILIA'S A-146), HAS INVITED A BRAZILIAN EMPLOYEE OF THE EMBASSY POLITICAL SECTION, PAULO ROLO, TO MAKE AN INFORMAL PRESENTATION TO THE GROUP ON SOME TOPICS RELATED TO (A) THE EMBASSY'S NARCOTICS PROGRAM; (B) US NARCOTICS LAW; AND (C) CURRENT VIEWS IN THE US CONCERNING PUBLIC POLICY ON MARIJUANA. MR. ROLO IS AN ATTORNEY, A PERSONAL FRIEND OF THE FOUR MEMBERS OF THE GROUP, AND HAS FOLLOWED BRAZILIAN DRUG PROBLEMS AND LEGISLATION CLOSELY. HE HAS ALSO ATTENDED ONE OF THE DEA'S INTERNATIONAL TRAINING COURSES FOR THE BRAZILIAN FEDERAL POLICE AND HAS WORKED CLOSELY WITH THE DEA AGENTS IN BRASILIA.

2. THE EMBASSY BELIEVES THAT THIS IS GOOD OPPORTUNITY TO CONVEY TO BRAZILIAN NARCOTICS AUTHORITIES IN POSITION TO PROPOSE NEW POLICIES ITS CONCERNS AND INTERESTS IN THE AREA OF TRAFFICKING INTERDICTION AS WELL AS UNIQUE OPPORTUNITY TO INFLUENCE POSSIBLE REVISIONS TO THE CURRENT BRAZILIAN DRUG

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LAW. THE DEA OFFICE IN BRASILIA CONCURS.

3. ROLO WOULD ADDRESS THE GROUP ON THE FOLLOWING TOPICS:

(A) THE US INTERNATIONAL DRUG ENFORCEMENT PROGRAM; ITS GOALS AND PROGRAMS.

(B) ORIGIN AND ORGANIZATION OF DEA; ITS DUTIES AND RESPONSIBILITIES.

(C) AMERICAN DRUG LEGISLATION: THE COMPREHENSIVE DRUG ABUSE PREVENTION AND CONTROL ACT OF 1970; TYPES OF OFFENSES AND PENALTIES PROVIDED FOR UNDER THE ACT, AND

(D) MAIN CURRENTS OF OPINION IN US ON MARIJUANA ABUSE, A GROWING BRAZILIAN PROBLEM.

4. UNLESS DEPARTMENT HAS OBJECTIONS, ROLO WOULD MAKE PRESENTATION IN EARLY SEPTEMBER. EMBASSY WOULD WELCOME DEPARTMENT'S SUGGESTIONS ON ADDITIONAL POINTS AND WOULD APPRECIATE ANY READILY AVAILABLE BACKGROUND ON FOLLOWING:

(A) RECENT AMENDMENTS OR MODIFICATIONS TO PUBLIC LAW 91-513 OF OCTOBER 27, 1970, BY LAW OR COURT DECISION.

(B) RECENT BACKGROUND OR SIGNIFICANT POLICY STATEMENTS SETTING FORTH US VIEW ON MARIJUANA ABUSE. (LATEST MATERIAL AVAILABLE TO EMBASSY IS CONGRESSIONAL TESTIMONY GIVEN BY DR. ROBERT DUPONT, OF THE SPECIAL OFFICE FOR DRUG ABUSE PREVENTION, IN NOVEMBER, 1974, (STATE 255450 OF 11/20/74.)

(C) GUIDELINES ON RESPECTIVE JURISDICTIONS OF FEDERAL AND STATE COURTS IN CASES OF NARCOTICS VIOLATIONS.

(D) BACKGROUND ON (1) LEGAL AUTHORITY FOR ENFORCEMENT AGENTS TO PURCHASE DRUGS IN UNDERCOVER CAPACITY, (2) PLEA BARGAINING, AND (3) DECLINING TO PROSECUTE IN CASES INVOLVING NARCOTICS.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: NARCOTICS, DRUG CONTROL
Control Number: n/a
Copy: SINGLE
Draft Date: 27 AUG 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MorefiRH
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975BRASIL07479
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750296-1128
From: BRASILIA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750811/aaaaaivn.tel
Line Count: 91
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION ARA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 75 BRASILIA A-146
Review Action: RELEASED, APPROVED
Review Authority: MorefiRH
Review Comment: n/a
Review Content Flags:
Review Date: 04 SEP 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <04 SEP 2003 by CunninFX>; APPROVED <04 SEP 2003 by MorefiRH>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: ECT: PRESENTATION TO THE BRAZILIAN WORKING GROUP ON NARCOTICS
TAGS: SNAR, BR
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006